



13281 U.S. PTO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

REQUEST FOR FILING CONTINUATION/DIVISIONAL
APPLICATION UNDER 37 C.F.R. § 1.53(b)



U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, Mail Stop Patent Application
Crystal Plaza Two, Lobby, Room 1B03
Arlington, Virginia 22202

Sir:

This is a request for filing a ☒ continuation ☐ divisional application under 37 C.F.R. § 1.53(b) of pending Application No. 09/469,527 filed on December 22, 1999, for SYSTEM AND METHOD FOR STAGGERING TIME POINTS FOR DEPLOYMENT OF RINGS IN A FIBER OPTIC NETWORK SIMULATION PLAN, by the following named inventor(s):

- (a) Full Name Kristen L. Watkins
- (b) Full Name Nandagopal Venugopal
- (c) Full Name

☒ The entire disclosure of the prior application from which a copy of the oath or declaration is supplied herewith is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

☐ This application is being filed by less than all the inventors named in the prior application. In accordance with 37 C.F.R. § 1.63(d)(2), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventors being claimed in this application.

- (a) Full Name
- (b) Full Name
- (c) Full Name

☐ This application is being filed by more than all the inventors named in the prior application. In accordance with 37 C.F.R. § 1.63(d)(2), the Commissioner is requested to add the name(s) of the following person or persons who are inventors being claimed in this application.

- (a) Full Name
- (b) Full Name
- (c) Full Name

1. ☒ Enclosed is a copy of the prior Application No. 09/469,527 as originally filed on December 22, 1999, including copies of the specification, claims, drawings and the executed oath or declaration as filed.
2. ☐ Enclosed is a revised prior application and a copy of the prior executed oath or declaration as filed. No new matter has been added to the revised application.
3. ☐ _____ statement(s) claiming small entity status ☐ are enclosed ☐ were filed in prior Application No. _____, filed on _____.
4. ☒ The filing fee is calculated below ☒ and in accordance with the enclosed preliminary amendment:

CLAIMS					
	NO. OF CLAIMS		EXTRA CLAIMS	RATE	FEE
Basic Application Fee					\$ 770.00
Total Claims	28	MINUS 20 =	8	x \$18.00	\$ 144.00
Independent Claims	2	MINUS 3 =	0	x \$86.00	
If multiple dependent claims are presented, add \$290.00					
Total Application Fee					\$ 914.00
If small entity status is claimed, subtract 50% of Total Application Fee					
Add Assignment Recording Fee of <u>\$40.00</u> if Assignment document is enclosed					
TOTAL APPLICATION FEE DUE					\$ 914.00

5. ☒ Charge \$ 914.00 to Deposit Account No. 13-2491 for the fee due.
6. ☐ A check in the amount of \$ _____ is enclosed for the fee due.
7. ☒ The Commissioner is hereby authorized to charge any other appropriate fees that may be required by this paper that are not accounted for above, and to credit any overpayment, to Deposit Account No. 13-2491. This paper is submitted in duplicate.
8. ☒ Cancel in this application original claims 2-27 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
9. ☒ Amend the specification by inserting before the first line the sentence: - -This application is a ☒ continuation, ☐ divisional, of Application No. 09/469,527, filed December 23, 1999, which is incorporated herein by reference.- -

10. ☐ Transfer the drawings from the pending prior application to this application and abandon said prior application as of the filing data accorded this application. A duplicate of this paper is enclosed for filing in the prior application file. (May only be used if signed by person authorized under 37 C.F.R. § 1.138 and before payment of issue fee.)
11. ☐ New drawings are enclosed.
12. ☐ Priority of Application No. _____ filed on _____ in _____ (country) is claimed under 35 U.S.C. § 119.
☐ The certified copy of the priority application
☐ is enclosed
☐ was filed on _____ in prior Application No. _____, filed on _____
☐ has not yet been filed.
13. ☒ A preliminary amendment is enclosed.
14. ☒ An Information Disclosure Statement is enclosed.
15. ☐ A General Authorization for Payment of Fees and Petitions for Extensions of Time is enclosed.
16. ☐ Also enclosed _____.
17. ☒ The power of attorney in the prior application is to MCI WorldCom Inc.
a. ☒ The power appears in the papers in the prior application.
b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
c. ☐ Recognize as Associate Attorney _____.
d. ☒ Address all future communications to: (May only be completed by applicant, or attorney or agent of record.)

WORLD COM, Inc.
Technology Law Department
1133 19th St., NW
Washington, D.C. 20036

Date: February 17, 2004

By: Richard C. Irving
Richard C. Irving
Reg. No. 38,499

ADDRESS OF SIGNATOR:

Harrity & Snyder, L.L.P.
11240 Waples Mill Road
Suite 300
Fairfax, Virginia 22030

- ☐ inventor(s)
☐ assignee of complete interest
☐ attorney or agent of record
☒ filed under 37 C.F.R. § 1.34(a)